

**BUTTE-SILVER BOW COUNCIL OF COMMISSIONERS  
COMMITTEE OF THE WHOLE MEETING**

**A G E N D A**

**SEPTEMBER 26, 2007**

**ROLL CALL**\_\_\_\_\_

**PLEDGE OF ALLEGIANCE**\_\_\_\_\_

**PUBLIC COMMENT ON ANY PUBLIC  
MATTER NOT ON THE AGENDA**\_\_\_\_\_

**REPORT OF THE CHAIR**\_\_\_\_\_

**SECTION I PUBLIC HEARING**

FOR THE PURPOSE OF OBTAINING PUBLIC COMMENTS REGARDING A REQUEST BY HOME DEPOT FOR A LOCAL OPTION TAX ABATEMENT AS DESCRIBED BY MONTANA CODE ANNOTATED (MCA), 15-24-1402, NEW OR EXPANDING INDUSTRY – ASSESSMENT – NOTIFICATION. (Communication No. 07-586 being held in Committee of the Whole) Proof of publication.

**SECTION II PUBLIC HEARING**

FOR THE PURPOSE TO CONSIDER A REQUEST TO ADOPT AN ORDINANCE TO ALLOW THE COVELITE THEATRE TO SELL BEER AND WINE DURING PERFORMANCES. (Communication No. 04-614 being held in Committee of the Whole. Proof of publication

**SECTION III REQUEST FOR PROPOSALS**

FOR THE PURPOSE OF RECEIVING SEALED PROPOSALS FOR ALLOCATION OF THE ONE MILL LEVIED BY THE CITY –COUNTY FOR 2007 ECONOMIC DEVELOPMENT MILL LEVY FUNDS. (Communication No. 07-576 being held in Committee of the Whole. Proof of Publication

**SECTION IV COMMUNICATION NO. 06-454**

John Rolich, Registered Sanitarian, requesting public hearing be set for 8/2/06 concerning Community Decay Violations at 835 8<sup>th</sup> Street.

**SECTION V****COMMUNICATION NO. 06-486**

Mykl Meagher, Manager Oakpark, requesting permission to purchase three adjoining lots to 432 S. Jackson.

**SECTION VI****COMMUNICATION NO. 07-515**

Bill Melvin, Civic Center Manager, requesting approval to donate two sets of wooden bleachers to Montana Youth Challenge Foundation.

**SECTION VII****COMMUNICATION NO. 07-533**

Jeff Amerman, Finance and Budget Department, requesting time on 8/1/07 agenda to make a presentation on the FY 2007-2008 Preliminary Budget.

**SECTION VIII****COMMUNICATION NO. 07-562**

Robert A. Farren, Metro Rate Superintendent, requesting buy-in approval for HKM Engineering to buy into Metro Sewer District for Parcel #458500.

**SECTION IX****COMMUNICATION NO. 07-568**

Rob Macioroski, Director Land Records, requesting public hearing be set for 9/19/07 to hear presentations for Developer's Packet for 1600 block of Hancock Street.

**SECTION X****COMMUNICATION NO. 07-576**

Charlie O'Leary, Chairman Council of Commissioners, requesting time on 9/19/07 agenda for reports from recipients of 2006 Economic Mill Levy Funds and time on 9/26/ Agenda to accept proposals for 2007 Economic Development Mill Levy Funds.

**SECTION XI****COMMUNICATION NO. 07-586**

Paul Babb, Chief Executive, requesting Council recommendation from Tax Abatement Committee for Home Depot an schedule a public hearing.

**SECTION XII****COMMUNICATION NO. 07-612**

Robert A. Macioroski, Director Land Office, requesting County Attorney to prepare a resolution and deed for transfer to Jimmy Cecil, Adjacent landowner.

**SECTION XIII****COMMUNICATION NO. 07-613**

Robert A. Macioroski, Director Land Office, requesting County Attorney to prepare resolution and deed for transfer to James N. Frevert, Adjacent Landowner.

**SECTION XIV****COMMUNICATION NO. 07-614**

Bob McCarthy, County Attorney, requesting public hearing be scheduled 9/26/07 for Covelite Theatre request to sell beer and wine during theatre performance.

**SECTION XV****COMMUNICATION NO. 07-617**

Robert M. McCarthy, County Attorney, requesting RFP for credit card acceptance capability.

**FINANCE & BUDGET COMMITTEE MEETING  
6PM COURTHOUSE COUNCIL CHAMBERS**

**NO COMMUNICATIONS**

**SECTION I**

**COMMUNICATION NO. 07-503  
COMBINED WITH COMMUNICATION NO. 07-514**

Cheri Browell, requesting council consider setting aside certain areas for the setting off of fireworks.

And

John David, requesting restrictions be placed on the use of fireworks.

**SECTION II** **COMMUNICATION NO. 07-598**

Joe Lee, Commissioner District 2, requesting amendment to Butte-Silver Bow Municipal Code Chapter 9.16 – “Park Restrictions”.

**SECTION III**

**COUNCIL BILL NO. 07-14**  
**ORDINANCE NO. 07-14**

AN ORDINANCE AMENDING SECTION 4 OF ORDINANCE NO. 204 AND SECTION 10.40.050 OF THE BUTTE-SILVER BOW MUNICIPAL CODE (B-SB MC) ENTITLED “SPEED LIMIT;” ESTABLISHING A 15 MPH SPEED LIMIT ON WOOLMAN STREET BEGINNING AT ITS INTERSECTION WITH MONTANA STREET ON THE EAST TO JACKSON STREET ON THE WEST AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

**SECTION IV**

**COUNCIL BILL NO. 07-15**  
**ORDINANCE NO. 07-15**

AN ORDINANCE AMENDING SECTION 4 OF ORDINANCE NO. 204 AND SECTION 10.40.050 OF THE BUTTE-SILVER BOW MUNICIPAL CODE (B-SB MC) ENTITLED :SPEED LIMIT;” ESTABLISHING A 15 MPH SPEED LIMIT ON WOOLMAN STREET BEGINNING AT ITS INTERSECTION WITH WYOMING STREET ON THE EAST TO JACKSON STREET ON THE WEST AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

**SECTION V                      COUNCIL RESOLUTION NO. 07-77**

A RESOLUTION GRANTING CONDITIONAL APPROVAL OF THE FINAL PLAT OF THE FLEECER VIEW MAJOR SUBDIVISION OF THE CITY AND COUNTY OF BUTTE-SILVER BOW, STATE OF MONTANA; PROVIDING FOR THE REPEAL OF ALL PARTS OF RESOLUTIONS IN CONFLICT HEREWITH AND PROVIDING FOR AN EFFECTIVE DATE HEREIN.

**SECTION VI                      CLAIM APPROVAL**

1483	425 Financial, Inc.	\$3,521.82	Redeem Tax Assg.
1697	Martin Clemons	1,000.00	St. Open Bond Refund
1757	Oakpark 15 AV LLC	22,212.30	Redeem Tax Assg.
1759	Andrew Kujawa	150.00	Weed Bond Refund
2183	David Bachant	2,000.00	Demo Bond Refund
1857	Oakpark 15 AV LLC	3,893.50	Redeem Tax Assg.
2192	Mark Blomstrom	300.00	Weed Bond Refund

**PUBLIC WORKS COMMITTEE MEETING  
7:30 PM COURTHOUSE COUNCIL CHAMBERS**

**SECTION I**

**PETITION NO. 07-6**

John Harrington, Building Official, requesting on behalf of Three Dog Holdings, Inc. to close and vacate a portion of Meadowlark Lane in SE ¼ of Section 32, T3N, R7W.

**SECTION II**

**PETITION NO. 07-9**

John Harrington, Building Official, requesting on behalf of Butte School District #1 to close and vacate a portion of Wyoming South of Silver Street.

**SECTION III**

**COMMUNICATION NO. 07-165**

Cindi Shaw, Commissioner District 11, requesting review of traffic concerns on E. Woolman